

FROM

(FRI)OCT 10 2008 9:41/ST. 9:40/NO. 6302335286 P 1

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PATENT APPLICATION

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P.O. Box 272400  
Fort Collins, Colorado 80527-2400

ATTORNEY DOCKET NO. 200209168-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Benjamin et al.  
Application No.: 10/827,139  
Filing Date: 04/19/2004  
Title: FLUID EJECTION DEVICE

Confirmation No.: 2307  
Examiner: Laura E. Martin  
Group Art Unit: 2853

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date,  
August 7, 2008, rejecting the following claims 1-36 and 38-47

☒ The fee for filing this Notice of Appeal is \$540.00 (37 CFR 41.20).

☐ No Additional Fee Required.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☐ 1st Month  
\$130

☐ 2nd Month  
\$480

☐ 3rd Month  
\$1110

☐ 4th Month  
\$1730

☐ The extension fee has already been filed in this application

☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$ 540.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

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Date of facsimile: 10/10/2008

Typed Name: Dawn Day

Signature: 

Rev 10/06 (Notice of Appeal)

Respectfully submitted,

Benjamin et al.

By 

Petar Kraguljac

Attorney/Agent for Applicant(s)

Reg No.: 38,520

Date: 10/10/2008

Telephone: (216) 503-5500

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FROM

(FRI)OCT 10 2008 9:41/ST. 9:40/NO. 6302335286 P 2

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Date of facsimile: 10/10/2008

Typed Name: Doreen Day

Signature: 

Rev 10/08 (Notice of Appeal)

Respectfully submitted,

Benjamin et al.

By 

Peter Kraguljac

Attorney/Agent for Applicant(s)

Reg No. : 38,520

Date : 10/10/2008

Telephone : (216) 503-5500